

State of Arkansas
93rd General Assembly
Regular Session, 2021

A Bill

HOUSE BILL 1507

By: Representative Wooten

For An Act To Be Entitled

AN ACT CONCERNING A SEX OFFENDER'S ABILITY TO RESIDE
WITH A MINOR; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING A SEX OFFENDER'S ABILITY TO
RESIDE WITH A MINOR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 16-93-305 is amended to read as follows:

16-93-305. Probation — ~~First time offenders~~ — Sex offender may not reside with minor victim.

(a) ~~Whenever an accused who~~ If a person enters a plea of guilty or nolo contendere ~~prior to an adjudication of guilt for any~~ to or is found guilty of a sexual offense defined in under § 5-14-101 et seq. or incest, as defined in § 5-26-202 for a sexual offense or incest, § 5-26-202, perpetrated against a minor and is otherwise eligible for probation ~~under procedures defined in § 16-93-303 or any other provision of law, as a condition of granting probation the court shall prohibit the accused, upon release, the~~ person is prohibited as a condition of his or her probation from residing in a residence with any minor unless the court makes a specific finding that the ~~accused person~~ person poses no danger to ~~the minors~~ a minor residing in the residence.

(b) Upon violation of this condition of probation, the court may enter an adjudication of guilt and proceed as otherwise provided by law.

APPROVED: 4/1/21

